Court of Appeals, State of Michigan

ORDER

Jose Garza v Dan's Excavating Inc

Brian K. Zahra Presiding Judge

Docket No. 274800

Michael J. Talbot

LC No.

04-431721-NO

Kirsten Frank Kelly Judges

The Court orders that the motion to dismiss is DENIED



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 2 4 2007

Date

Chief Clerk